

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1001 be amended to read as follows:

- 1 Page 110, between lines 34 and 35, begin a new paragraph and
2 insert:
3 "SECTION 69. IC 20-16-11-31 IS ADDED TO THE INDIANA
4 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
5 [EFFECTIVE JANUARY 1, 2009 (RETROACTIVE)]: **Sec. 31. (a)**
6 **This section applies when a transferring student transfers from a**
7 **school corporation or charter school to another school corporation**
8 **or charter school after a count date used to determine current**
9 **ADM for the immediately succeeding calendar year.**
10 **(b) The following definitions apply throughout this section:**
11 **(1) "Count date" refers the initial ADM count in a school year**
12 **determined under IC 20-43-4-3 that is used to compute state**
13 **tuition support distributions to a school corporation or**
14 **charter school in the immediately following calendar year.**
15 **However, for the purposes of a grant for students enrolled in**
16 **programs for children with disabilities that is based on a later**
17 **count under IC 20-43-4-4, the term includes the adjusted**
18 **count of students enrolled in programs for children with**
19 **disabilities.**
20 **(2) "Current ADM" has the meaning set forth in**
21 **IC 20-43-1-10.**
22 **(c) After the date specified in subsection (d), a transferring**
23 **student described in subsection (a) shall be counted in the current**
24 **ADM of the school corporation or charter school to which the**

1 student transfers to the same extent as if the student were enrolled
 2 in the school corporation or charter school on the count date. After
 3 the date specified in subsection (d), the current ADM of the school
 4 corporation or charter school from which the student transferred
 5 shall be reduced to reflect the transfer of the student.

6 (d) A school corporation or charter school is entitled to a state
 7 tuition support distribution related to a change in current ADM
 8 described in subsection (c) only for that part of the state tuition
 9 support for a calendar year that is distributed in an installment
 10 after the month in which a student transfers.

11 (e) The state tuition support distributed to a school corporation
 12 or charter school from which a student described in subsection (a)
 13 transfers shall be reduced only for that part of the state tuition
 14 support for a calendar year that is distributed in an installment
 15 after the month in which a student transfers.

16 (f) To qualify for an increase in the current ADM under this
 17 section, a school corporation or charter school must notify the
 18 department on the schedule and in the form prescribed by the
 19 department.

20 (g) When a transferring student is included in the current ADM
 21 of another school corporation or charter school under this section,
 22 the department shall send a copy of a notice of proposed
 23 distribution change to the school corporation or charter school
 24 where the student was enrolled on the count date. The school
 25 corporation or charter school may appeal the reduction in state
 26 tuition support distribution within thirty (30) days after receiving
 27 a notice of proposed distribution change. The only grounds of
 28 appeal are that:

- 29 (1) the student was not enrolled in the school corporation or
- 30 charter school on the count date and was not counted in the
- 31 current ADM of the school corporation or charter school; or
- 32 (2) the student is enrolled in the school corporation or charter
- 33 school on the date of the appeal and has not transferred to
- 34 another school corporation or charter school."

35 Renumber all SECTIONS consecutively.

(Reference is to HB 1001 as printed February 17, 2009.)

Representative Yarde